

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBIT:

**JOINT MOTION TO DISMISS DEFENDANT  
C.R. BARD, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibit A and Defendant C.R. Bard, Inc. (“Bard”) advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and Bard jointly move the court to dismiss Bard as a defendant in these actions with prejudice, and terminate Bard from the docket in the actions, parties to bear their own costs. Other defendants remain in these actions, and Plaintiffs will continue to prosecute these actions against them.

Respectfully:

/s/ Richard B. North, Jr.  
NELSON MULLINS RILEY & SCARBOROUGH LLP  
Atlantic Station, 201 17th Street, NW  
Suite 1700  
Atlanta, GA 30363  
Phone: (404) 322-6000  
Fax: (404) 322-6050  
Email: richard.north@nelsonmullins.com

*Attorney for Defendant C.R. Bard, Inc.*

/s/ David Kuttles

David Kuttles, Esq. (NY#4034393)

David.kuttles@lanierlawfirm.com

W. Mark Lanier, Esq. (NY#4327284)

wml@lanierlawfirm.com

THE LANIER LAW FIRM, PLLC

126 E. 56th Street, 6th Floor

New York, New York 10022

T (212) 421-2800

F (212) 421-2878

*Attorneys for Plaintiffs on Exhibit A*

Dated: June 7, 2016

**EXHIBIT A – THE LANIER LAW FIRM**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-cv-06860	Pamela Monroe and Gregory Moore v. C.R. Bard, Inc., et al.
2:13-cv-00683	Roberta A. Russell and James A. Russell v. C.R. Bard, Inc., et al.
2:13-cv-06035	Ruth Isabelle McCoy and Thomas A. McCoy, III v. C.R. Bard, Inc., et al.
2:13-cv-07851	Pamela Katz and Larry Katz v. C.R. Bard, Inc., et al.
2:13-cv-10540	Mildred Webb and Clinton H. Mitchem v. C.R. Bard, Inc., et al.

**CERTIFICATE OF SERVICE**

I hereby certify that on June 7, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Richard B. North, Jr.

NELSON MULLINS RILEY & SCARBOROUGH LLP  
Atlantic Station, 201 17th Street, NW  
Suite 1700  
Atlanta, GA 30363  
(404) 322-6000